

# **EXHIBIT A**

to

**PETITION UNDER 37 C.F.R. § 1.181 TO  
WITHDRAW HOLDING OF ABANDONMENT**

(Serial No. 10/590,872)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Masashi TAKAI et al.

Serial No.: 10/590,871

Int'l Application  
No.: PCT/JP2005/03018

Date Filed: August 25, 2006

Int'l Application  
Filing Date: 24 February 2005

For: OPTICAL MEMBER AND BACKLIGHT USING THE SAME

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated April 30, 2007, applicants hereby transmit (i) copy of the April 30, 2007 Notification, (ii) Declaration and Power of Attorney, and (iii) check for the \$130 surcharge for late filing of the Declaration.

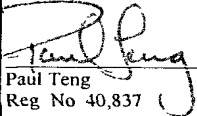
The Declaration enclosed herewith contains the Name of Inventor(s), Title of Invention, Serial Number, and Filing Date, thereby adequately identifying the above-identified application in accordance with 37 C.F.R. 1.497.

The Patent Office is authorized to charge any additional fees that are required, or to credit any overpayment, to our Deposit Account No. 03-3125.

Respectfully submitted,



PAUL TENG, Reg. No. 40,837  
Attorney for Applicant  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, N.Y. 10036  
Tel.: (212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U S Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450	
 Paul Teng Reg No 40,837	June 28, 2007 Date



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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U. S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/590,872	Masashi Takai	5048/76775

INTERNATIONAL APPLICATION NO.
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PCT/JP05/03018

LA FILING DATE	PRIORITY DATE
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02/24/2005

02/27/2004

23432  
 COOPER & DUNHAM, LLP  
 1185 AVENUE OF THE AMERICAS  
 NEW YORK, NY 10036

CONFIRMATION NO. 2925

371 FORMALITIES LETTER



\*OC000000023590222\*

Date Mailed: 04/30/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/25/2006
- English Translation of the IA filed on 08/25/2006
- Copy of the International Search Report filed on 08/25/2006
- Copy of IPE Report filed on 08/25/2006
- Preliminary Amendments filed on 08/25/2006
- Information Disclosure Statements filed on 08/25/2006
- Oath or Declaration filed on 08/25/2006
- Request for Immediate Examination filed on 08/25/2006
- U.S. Basic National Fees filed on 08/25/2006
- Assignment filed on 08/25/2006
- Priority Documents filed on 08/25/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The second inventor's last name is different compared to the International Application.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590,872	PCT/JP05/03018	5048/76775

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Declaration and Power of Attorney For Patent Application

### 特許出願宣言書及び委任状

### Japanese Language Declaration

### 日本語宣言書

以下の氏名の発明者として、私は以下の通り宣言します。

As a below named inventor, I hereby declare that:

私の住所、私書箱、国籍は下記の私の氏名の後に記載された通りです。

My residence, post office address and citizenship are as stated next to my name.

下記の名称の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者（下記の氏名が一つの場合）もしくは最初かつ共同発明者であると（下記の名称が複数の場合）信じています。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Optical member and backlight using

the same

上記発明の明細書（下記の欄でx印がついていない場合は、本書に添付）は、

the specification of which is attached hereto unless the following box is checked:

☐ 月 日に提出され、米国出願番号または特許協定条約  
国際出願番号を \_\_\_\_\_ とし、  
(該当する場合) \_\_\_\_\_ に訂正されました。

☒ was filed on February 24, 2005  
as United States Application Number or  
PCT International Application Number  
PCT/JP2005/3018 and was amended on  
\_\_\_\_\_ (if applicable).

私は、特許請求範囲を含む上記訂正後の明細書を検討し、内容を理解していることをここに表明します。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編第1条5.6項に定議されるとおり、特許資格の有無について重要な情報を開示する義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.55.

Page 1 of 3

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents and Trademarks, Washington, DC 20231

## Japanese Language Declaration (日本語宣言書)

私は、米国法典第35編119条(a)-(d)項又は365条(b)項に基づき下記の、米国以外の国の少なくとも一ヶ国を指定している特許協力条約365(a)項に基づく国際出願、又は外国での特許出願もしくは発明特許の出願についての外国優先権をここに主張するとともに、優先権を主張している、本出願の前に出願された特許または発明特許の外国出願を以て、一様性をマークすることで、示しています。

### Prior Foreign Application(s)

外国での先行出願

2004-52780	Japan
(Number)	(Country)
(番号)	(国名)
2004-52781	Japan
(Number)	(Country)
(番号)	(国名)
2004-88625	Japan
(Number)	(Country)
(番号)	(国名)
2004-94651	Japan
(Number)	(Country)
(番号)	(国名)
2004-94652	Japan
(Number)	(Country)
(番号)	(国名)

私は、第35編米国法典第119条(e)項に基づいて下記の米国特許出願規定に記載された権利をここに主張いたします。

(Application No.)	(Filing Date)
(出願番号)	(出願日)

私は、下記の米国法典第35編120条に基づいて下記の米国特許出願に記載された権利、又は米国を指定している特許協力条約365(c)項に基づき権利をここに主張します。また、本出願の各請求範囲の内容が米国法典第35編112条第1項又は特許協力条約で規定された方法で先行する米国特許出願に開示されていない限り、その先行米国出願提出日から本出願書の日本国内または特許協力条約国際提出日までの期間中に入手された、連邦規則法典第37編1.56項で定義された特許資格の有無に関する重要な情報について開示義務があることを認識しています。

(Application No.)	(Filing Date)
(出願番号)	(出願日)

(Application No.)	(Filing Date)
(出願番号)	(出願日)

私は、私自身の知識に基づいて本宣言書中で私が行なう表明が真実であり、かつ私の入手した情報と私の信じるところに基づき表明が全て真実であると信じていること、さらに故意になされた虚偽の表明及びそれと同等の行為は米国法典第18編第1001条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の表明を行なえば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごと

I hereby claim foreign priority under Title 35, United States Code, Section 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

### Priority Not Claimed

優先権主張なし

27/2/2004	<input type="checkbox"/>
(Day/Month/Year Filed)	
(出願年月日)	
27/2/2004	<input type="checkbox"/>
(Day/Month/Year Filed)	
(出願年月日)	
25/3/2004	<input type="checkbox"/>
(Day/Month/Year Filed)	
(出願年月日)	
29/3/2004	<input type="checkbox"/>
(Day/Month/Year Filed)	
(出願年月日)	
29/3/2004	<input type="checkbox"/>
(Day/Month/Year Filed)	
(出願年月日)	

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

(Application No.)	(Filing Date)
(出願番号)	(出願日)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of application.

(Status: Patented, Pending, Abandoned)
(現況: 特許許可済、係属中、放棄済)

(Status: Patented, Pending, Abandoned)
(現況: 特許許可済、係属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued

## Japanese Language Declaration (日本語宣言書)

委任状： 私は本出願を審査する手続を行い、且つ米国特許商標庁との全ての業務を遂行するために、記名された発明者として、下記の弁護士及び/または弁理士を任命する。(氏名及び登録番号を記載すること)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute the application and transact all business in the Patent and Trademark Office connected therewith (full name and registration number)

Ivan S. Kavrukov (Reg. No. 25,161); Paul Teng (Reg. No. 40,837); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); John P. White (Reg. No. 28,678); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Gary J. Gershtik (Reg. No. 39,992); Peter J. Phillips (Reg. No. 29,691); Richard F. Jaworski (Reg. No. 33,515).

送達先住所

Send Correspondence to:

Customer Number 23432  
Ivan S. Kavrukov  
COOPER & DUNHAM LLP  
1185 Avenue of the Americas  
New York, NY 10036

直接電話連絡先: (氏名及び電話番号)

Direct Telephone Calls to: (name and telephone number)

Ivan S. Kavrukov, (212) 378-0400

唯一または第一発明者氏名

Full name of sole or first inventor

Masashi TAKAI

発明者の署名

日付

Inventor's signature

Date

住所

Residence

1-3-13-101, Ooto, Chuo-ku, Saitama-shi,  
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国籍

Citizenship

Japanese

郵便の住所

Post Office Address

same as residence

第二発明者発明者がある場合、その氏名

Full name of second joint inventor, if any

Sachiko ANDO nee Sachiko ARAKI

第二発明者発明者の署名

日付

Second inventor's signature

Date

-- Sachiko ANDO nee Sachiko ARAKI June/17/2007

住所

Residence

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0836, Japan

国籍

Citizenship

Japanese

郵便の住所

Post Office Address

same as residence

第三以下の発明者発明者についても同様に記載し、署名を  
する。

(Supply similar information and signature for third and subsequent joint inventors.)

(Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.)

唯一または第一発明者		Full name of third joint inventor, if any Yohei FUNABASHI	
発明者の署名	日付	Inventor's signature	Date
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国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		
第二共同発明者		Full name of fourth joint inventor, if any Yasumaro TOSHIMA	
発明者の署名	日付	Inventor's signature	Date
住所	Residence 7-2-1-1004, Honmachihigashi, Chuo-ku, Saitama-shi, Saitama 3380003, Japan		
国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		
唯一または第一発明者		Full name of fifth joint inventor, if any Takashi SHIMIZU	
発明者の署名	日付	Inventor's signature	Date
住所	Residence 2-4-2-1413 Kamiochiai, Chuo-ku, Saitama-shi, Saitama 3380001, Japan		
国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		
第二共同発明者		Full name of sixth joint inventor, if any Masayuki NAKATANI	
発明者の署名	日付	Inventor's signature	Date
住所	Residence 4-8-38-101, Kamiochiai, Chuo-ku, Saitama-shi, Saitama 3380001, Japan		
国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		

(第三以降の共同発明者についても同様に記載し、署名をすること)

(Supply similar information and signature for third and subsequent joint inventors.)



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唯一または第一発明者名		Full name of seventh joint inventor, if any	
		Reiko TAKAHASHI	
発明者の署名	日付	Inventor's signature	Date
住所	Residence 3-21-30, Tsurusenishi, Fujimi-shi, Saitama 3540026, Japan		
国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		
第八共同発明者		Full name of eighth joint inventor, if any	
		Hirochi MATSUYAMA	
発明者の署名	日付	Inventor's signature	Date
住所	Residence 493-7, Jinde, Sakura-ku, Saitama-shi, Saitama 3380812, Japan		
国籍	Citizenship Japanese		
郵便番号	Post Office Address same as residence		
唯一または第一発明者名		Full name of ninth joint inventor, if any	
発明者の署名	日付	Inventor's signature	Date
住所	Residence		
国籍	Citizenship		
郵便番号	Post Office Address		
第十共同発明者		Full name of tenth joint inventor, if any	
発明者の署名	日付	Inventor's signature	Date
住所	Residence		
国籍	Citizenship		
郵便番号	Post Office Address		

(第三以降の共同発明者についても同様に記載し、署名をすること)

(Supply similar information and signature for third and subsequent joint inventors.)

COOPER & DUNHAM LLP

Inv.Date 06-28-2007  
Inv.No. 06/07-76775

Invoice Description  
5048-76775

SK-PT  
P 70537

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